

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application Number : 10/796,292 Confirmation No. 9377
Applicant : Kunwar Shailubhai et al.
Filed : March 10, 2004
Tech Cntr/AU : 1614
Examiner : (unassigned)
Entitled : Method of Treating Cancer with Azaspirane Compositions
Attorney Reference : 122069-40308707
Customer Number : 43569

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Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATION OF FACSIMILE TRANSMISSION
UNDER 37 C.F.R. §1.8

I hereby certify that the following papers are being transmitted by facsimile to Initial Patent Examination Division at the U.S. Patent and Trademark Office at (703) 746-4060 on the date shown below:

- Response to Notice of Incomplete Reply dated August 25, 2004.

Respectfully submitted,

MAYER BROWN ROWE & MAW LLP

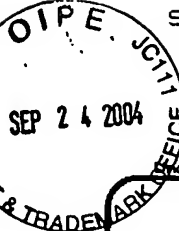
By: Kristi Hutchison
Kristi Hutchison

Intellectual Property Group
Mayer Brown Rowe & Maw LLP
1909 K Street, N.W.
Washington, D.C. 20006-1101
(202) 263-3000 Telephone
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Date: September 24, 2004

TOTAL NUMBER OF PAGES IN FACSIMILE: 5

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PTO/SB/17 (10-03)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,660.00

Complete if Known

Application Number	10/796,292
Filing Date	March 10, 2004
First Named Inventor	Kunwar Shailubhai
Examiner Name	unassigned
Art Unit	unassigned
Attorney Docket No.	121634-40308707

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit
Account
Number
Deposit
Account
Name

503-121

Mayer Brown Rowe & Maw

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	770
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$) 770.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims		Fee Paid
			Below	Fee Paid	
20	8		0	0	0
			5	00	430
				290	290

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 720.00

**or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity, Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	130
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	185	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	40
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 170.00

SUBMITTED BY

Name (Print Type) Richard A. Steinberg

Registration No.
(Attorney/Agent)

28,588

(Complete if applicable)

Telephone 202 263-3325

Signature

Richard A. Steinberg

Date

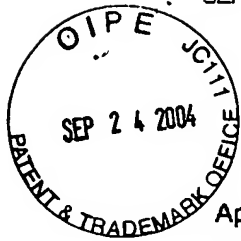
August 2, 2004

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.

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RESPONSE TO NOTICE OF INCOMPLETE REPLY

Sir:

In response to the Notice of Incomplete Reply (Nonprovisional) dated August 25, 2004 (copy attached) for the above-identified application, Applicants respectfully attach hereto a copy of the Fee Transmittal (PTO/SB/17) submitted with the Response to Notice to File Missing Parts on August 2, 2004. It is respectfully noted that the Fee Transmittal filed on August 2, 2004 authorizes the Commissioner to charge any additional fees or underpayment of fees to Deposit Account No. 503-121.

Applicants reiterate authorization to charge the requisite fees, including the \$72.00 fee for four (4) claims over twenty (Fee Code 1202), to Deposit Account No. 503-121.

Although Applicants believe that an extension of time fee is not necessary in that the fee authorization was originally granted with the Response filed on August 2, 2004, any government fees not specifically authorized herein which are necessary for the completion of the above-identified application may be charged to Deposit Account 503-121.

If there are any questions, please contact the undersigned attorney.

Respectfully submitted,

MAYER BROWN ROWE & MAW LLP

By: 

Christopher M. Beck, Ph.D.
Registration No. 52,603
Direct No. (202) 263-3374

Intellectual Property Group
1909 K Street, N.W.
Washington, D.C. 20006-1101
(202) 263-3000 Telephone
(202) 263-3300 Facsimile
Date: September 24, 2004

*A copy of this notice **MUST** be returned with the reply.*

RASAWUS
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE